

UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION

UNITED STATES OF AMERICA,
Plaintiff,
v.
\$26,660.00 IN U.S. CURRENCY
Defendants.

No. 2:18-CV-08510-PA (JEMx)
CONSENT JUDGMENT OF
FORFEITURE BETWEEN PLAINTIFF
UNITED STATES OF AMERICA AND
CLAIMANT MICHAEL DIXON

Pursuant to the stipulation and request of Plaintiff United States of America and Claimant Michael Dixon (“Dixon”), the Court hereby enters this Consent Judgment of Forfeiture containing the terms set forth below:

On or about October 3, 2018, Plaintiff United States of America (“the government,” “the United States of America” or “plaintiff”) filed a Verified Complaint For Forfeiture alleging that defendants \$26,660.00 in U.S. Currency (the “defendant

1 currency”) is subject to forfeiture pursuant to 18 U.S.C. § 981(a)(1)(C).

2 Dixon filed an administrative claim to the defendant currency with the Drug
3 Enforcement Administration on or about July 10, 2018 but did not file an answer to the
4 Verified Complaint for Forfeiture before the December 7, 2018 answer deadline.
5 However, before and after the answer deadline, the plaintiff and Dixon exchanged
6 several e-mail and telephone calls concerning seizure of the defendant currency and
7 various settlement options.

8 Other than Dixon, no other person or entity has asserted a claim to the defendant
9 currency.

10 No other parties have appeared in this case and the time for filing claims and
11 answers has expired.

12 The United States of America and Claimant Dixon have now agreed to settle this
13 action relative to the disputes between them with respect to the Dixon-claimed defendant
14 currency and to avoid further litigation by entering into this Consent Judgment of
15 Forfeiture.

16 The Court, having been duly advised of and having considered the matter, and
17 based on the mutual consent of the United States of America and Claimant Dixon,

18 **IT IS HEREBY ORDERED, ADJUDGED, AND DECREED:**

19 1. As between the United States of America and Claimant Dixon with respect
20 to the defendant currency, this Court has jurisdiction over the subject matter of this
21 action and the parties to this Consent Judgment of Forfeiture.

22 2. As between the United States of America and Claimant Dixon with respect
23 to the defendant currency, the Complaint for Forfeiture states a claim for relief pursuant
24 to 18 U.S.C. § 981(a)(1)(A) & (C) and 21 U.S.C. § 881(a)(6).

25 3. Notice of this action has been given as required by law. No appearances
26 have been made in the litigation with respect to the defendant currency. The Court
27 deems that all other potential claimants admit the allegations of the Complaint for
28 Forfeiture to be true with respect to the defendant currency.

1 4. The sum of \$2,600.00 only (without interest) shall be returned to Claimant
2 Dixon. The remainder of the defendant currency (i.e., \$24,060.00), plus the interest
3 earned by the United States of America on the defendant currency shall be condemned
4 and forfeited to the United States of America, which shall dispose of those funds in
5 accordance with law.

6 5. The funds to be returned to Claimant Dixon pursuant to paragraph 4 above
7 shall be paid to Claimant Dixon by electronic transfer. Claimant Dixon shall provide all
8 information and complete all documents requested by the United States of America in
9 order for the United States of America to complete the transfer including, without
10 limitation, providing Claimant Dixon's social security and taxpayer identification
11 numbers (if any), the identity of the bank, the bank's address and the account name,
12 account number, account type and wire transfer routing number for the account to which
13 the transfer of funds is to be made.

14 6. Claimant Dixon, on behalf of himself and Corleone Family Entertainment,
15 hereby waives, relinquishes and abandons any right to contest the forfeiture of the
16 defendant \$26,660.00 in U.S. Currency and releases the United States of America, its
17 agencies, agents, officers, employees and representatives, including, without limitation,
18 all agents, officers, employees and representatives of the Drug Enforcement
19 Administration or the Department of Justice and their respective agencies, as well as all
20 agents, officers, employees and representatives of any state or local governmental or law
21 enforcement agency involved in the investigation or prosecution of this matter, from any
22 and all claims (including, without limitation any petitions for remission, which Dixon
23 hereby withdraws), actions or liabilities arising out of or related to this action, including,
24 without limitation, any claim for attorney fees, costs and interest, which may be asserted
25 by or on behalf of Claimant Dixon with respect to the defendant currency whether
26 pursuant to 28 U.S.C. § 2465 or otherwise.


27 7. As between the United States of America and Claimant Dixon with respect
28 to the defendant currency, (i) the Court finds that there was reasonable cause for the

1 seizure of the defendant currency and institution of these proceedings; and (ii) this
2 judgment shall be construed as a certificate of reasonable cause pursuant to 28 U.S.C.
3 § 2465.

4 8. As between the United States of America and Claimant Dixon with regard
5 to the defendant currency, the Court further finds that Claimant Dixon did not
6 substantially prevail in this action, and the parties hereto shall bear their own attorney
7 fees and costs.

8 9. The United States of America and Claimant Dixon consent to this judgment
9 and waive any right to appeal this judgment.

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11 Dated: February 06, 2019



HONORABLE PERCY ANDERSON
UNITED STATES DISTRICT JUDGE

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14 Presented by:

15 NICOLA T. HANNA
16 United States Attorney
17 LAWRENCE S. MIDDLETON
18 Assistant United States Attorney
19 Chief, Criminal Division
20 STEVEN R. WELK
21 Assistant United States Attorney
22 Chief, Asset Forfeiture Section

23 /s/
24 BRENT A. WHITTLESEY
25 Assistant United States Attorney

26 Attorneys for Plaintiff
27 UNITED STATES OF AMERICA
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